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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 ANTICANCER, INC., ) Case No. 07cv2294-L (BLM)  
12 )  
13 Plaintiff, ) **ORDER GRANTING DEFENDANTS'**  
14 v. ) **MOTION TO MODIFY SCHEDULING**  
15 TECO DIAGNOSTICS, et al., ) **ORDER DEADLINE AND TO AMEND**  
16 ) **ANSWER TO SECOND AMENDED**  
17 ) **COMPLAINT**  
18 ) [Doc. No. 28]  
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17 On May 21, 2008, Defendants filed a Combined Motion to Modify  
18 Scheduling Order Deadlines and to Amend Answer to Second Amended  
19 Complaint. Doc. No. 28. A hearing date of June 23, 2008 at 10:30 a.m.  
20 was assigned, but the Court took the motion under submission pursuant to  
21 Civil Local Rule 7.1(d)(1). See Doc. No. 29.

22 On June 9, 2008, Plaintiff filed a statement of non-opposition to  
23 Defendants' motion to amend. Doc. No. 30.

24 In light of Plaintiff's lack of opposition, the good cause  
25 demonstrated by Defendants (Fed. R. Civ. P. 16(b)(4)), and the Federal  
26 Rules' liberal policy in favor of granting leave to amend when justice  
27 so requires (Fed. R. Civ. P. 15(a)(2); Eminence Capital, LLC v. Aspeon,  
28 Inc., 316 F.3d 1048, 1051 (9th Cir. 2003)), the Court hereby **GRANTS**

1 Defendants' motion. The Clerk's Office is hereby **ORDERED** to file the  
2 proposed Amended Answer to Second Amended Complaint, attached as Exhibit  
3 B to the Declaration of Roger N. Behle, Jr. [Doc. No. 28-4], separately  
4 as the operative Answer in this case.

5 **IT IS SO ORDERED.**

6 DATED: June 10, 2008

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8 BARBARA L. MAJOR  
9 United States Magistrate Judge

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12 COPY TO:

13 HONORABLE M. JAMES LORENZ  
14 U.S. DISTRICT JUDGE

15 ALL COUNSEL  
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